# UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

FRENKEL LAMBERT WEISS WEISMAN & GORDON, LLP

80 Main Street, Suite 460 West Orange, NJ 07052

973-325-8800

File No.: 03-020416-B00 Douglas McDonough, Esq.

Attorney ID: DM0973

DMcDonough@flwlaw.com

Attorney for Towd Point Mortgage Trust 2019-1, U.S. Bank National Association, as Indenture Trustee, Secured Creditor

In Re:

**Jagdev Singh** 

Debtor(s).

Order Filed on July 26, 2022 by Clerk U.S. Bankruptcy Court District of New Jersey

Case No.: 22-12335-CMG

Chapter 13

Judge Christine M. Gravelle

# ORDER RESOLVING SECURED CREDITOR'S OBJECTION TO CHAPTER 13 PLAN

The relief set forth on the following pages, numbered two (2) through three (3) is hereby

**ORDERED** 

**DATED: July 26, 2022** 

Honorable Christiné M. Gravelle United States Bankruptcy Judge

(Page 2 of 3)

Debtor: Jagdev Singh Case No.: 22-12335-CMG

Caption of Order: Order Resolving Secured Creditor's Objection to Chapter 13 Plan

This matter having been brought before the Court by Jagdev Singh (the "Debtor(s)") by and through counsel, Low & Low, with the filing of a proposed Chapter 13 Plan, and an objection to confirmation of the Plan having been filed by Towd Point Mortgage Trust 2019-1, U.S. Bank National Association, as Indenture Trustee (the "Secured Creditor"), who holds a mortgage on the real property located at 635 Inman Avenue, Woodbridge Twp, NJ 07067 (the "Subject Property"), and this Court having considered the submissions of the parties and the parties having addressed the objection, and for good cause having been shown; it is ORDERED

- That Secured Creditor's objection to confirmation is hereby overruled subject to the following conditions.
- 2. That the arrearage claims of Secured Creditor, as reflected in Secured Creditor's filed Proof of Claim, shall be paid in full through any confirmed Plan.
- 3. That should the Debtor(s) file a Modified Plan in the future, this Order shall apply to any confirmed Modified Plan.
- 4. That Secured Creditor retains the right to object to any proposed Modified plan.
- 5. That Debtor(s) shall make all post-petition payments in accordance with the terms of the Note, Mortgage, and any Notice of Mortgage Payment Change or Loan Modification agreed to between the Secured Creditor and the Debtor(s).
- 6. That Debtor(s) retain(s) the right to object to Secured Creditor's Proof of Claim and any Notice of Mortgage Payment Change.
- 7. In the event this case is converted to Chapter 7, the Debtor(s) shall cure all arrears within ten (10) days from the date of conversion to bring the account contractually current.
- 8. If the loan is not brought current within ten (10) days of any conversion to Chapter 7, then

Case 22-12335-CMG Doc 29 Filed 07/28/22 Entered 07/29/22 00:12:09 Desc Imaged Certificate of Notice Page 3 of 5

(Page 3 of 3)

Debtor: Jagdev Singh Case No.: 22-12335-CMG

Caption of Order: Order Resolving Secured Creditor's Objection to Chapter 13 Plan

the Secured Creditor may obtain an Order Vacating the Automatic Stay as to the Subject Property by filing with the Bankruptcy Court a Certification of Default specifying the failure to comply with this Order.

 Any Certification of Default filed pursuant to the Order shall be served on any Trustee, the Debtor(s) and Counsel for the Debtor(s).

## Case 22-12335-CMG Doc 29 Filed 07/28/22 Entered 07/29/22 00:12:09 Desc Imaged Certificate of Notice Page 4 of 5

United States Bankruptcy Court District of New Jersey

In re: Case No. 22-12335-CMG

Jagdev Singh Chapter 13

Debtor

#### CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 2
Date Rcvd: Jul 26, 2022 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 28, 2022:

Recipi ID Recipient Name and Address

db + Jagdev Singh, 635 Inman Avenue, Colonia, NJ 07067-1017

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

### **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

### NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 28, 2022 Signature: /s/Gustava Winters

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 26, 2022 at the address(es) listed below:

Name Email Address

Albert Russo

docs@russotrustee.com

Denise E. Carlon

on behalf of Creditor BANK OF AMERICA N.A. dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

Douglas J. McDonough

on behalf of Creditor Towd Point Mortgage Trust 2019-1 U.S. Bank National Association, as Indenture Trustee

dmcdonough@flwlaw.com

Michael J. Milstead

on behalf of Creditor BANK OF AMERICA N.A. michael@milsteadlaw.com

Russell L. Low

on behalf of Debtor Jagdev Singh ecf@lowbankruptcy.com ecf@lowbankruptcy.com;r57808@notify.bestcase.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

Page 2 of 2 District/off: 0312-3 Total Noticed: 1 Form ID: pdf903 Date Rcvd: Jul 26, 2022

TOTAL: 6